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FOR DISTRICT OF COLUMBIA CIR APR 19 2017 FILED

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UNITED STATES CAMPT READERALS

IN THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

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AQUA-ASTON HOSPITALITY, LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW,

Petitioner,

٧.

NATIONAL LABOR RELATIONS BOARD,

Respondent.

17-1118 No.

PETITION FOR REVIEW

ORIGINA Comes now Petitioner Aqua-Aston Hospitality, LLC ("Petitioner"), by its undersigned attorneys, and hereby petitions the United States Court of Appeals for the District of Columbia to review and set aside the Decision and Order of the National Labor Relations Board in NLRB Case Nos. 20-CA-154749, 20-CA-157769, 20-CA-160516 and 20-CA-160517, all dated April 10, 2017, and to stay enforcement of the NLRB Order pending this Court's review and decision. A true and correct copy of the NLRB Decision and Order is attached as Exhibit A, along with a Corporate Disclosure Statement.

DATED: Honolulu, Hawaii, April 19, 2017.

Respectfully submitted, TORKILDSON, KATZ, MOORE, HETHERINGTON & HARRIS, Attorneys at Law, A Law Corporation

By:

ROBERT SXATZ

Attorneys for Petitioner AQUA-ASTON HOSPITALITY, LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW

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Petitioner,

CASE NO.

17-1118

V.

NATIONAL LABOR RELATIONS BOARD,

Respondent.

RULE 26.1 CORPORATE DISCLOSURE STATEMENT

Petitioner Aqua-Aston Hospitality, LLC d/b/a Aston Waikiki Beach Hotel and Hotel Renew ("Aston") is a Hawaii limited liability company engaged in operating the Aston Waikiki Beach Hotel and Hotel Renew in Waikiki, Honolulu, Hawaii. ILG, Inc., a Delaware Corporation, through various intermediary entities owns a 10% or greater ownership interest in Aston.

DATED: Honolulu, Hawaii, April 19, 2017.

TORKILDSON, KATZ, MOORE, HETHERINGTON & HARRIS, Attorneys at Law, A Law Corporation

ROBERT S. KATZ (Hawaii SBN 712 & DC Circuit Court Number 55518)

Attorneys for Petitioner AQUA-ASTON HOSPITALITY, LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true, accurate and correct copy of the foregoing PETITION FOR REVIEW was duly served by placing said documents in the U.S. Mail, First Class Postage, and by Email on the following parties at their last known address as follows:

> Jill H. Coffman, Regional Director National Labor Relations Board Region 20 901 Market Street, Suite 1400 San Francisco, CA 94103-1735

jill.coffman@nlrb.gov

Trent K. Kakuda Counsel for the Acting General Counsel National Labor Relations Board Sub-Region 37 P.O. Box 50208 Honolulu, Hawai'i 96850

Treant.Kakuda@nlrb.gov

Jennifer Cynn, Esq. **UNITE HERE!** Local 5 1516 South King Street Honolulu, Hawai'i 96826 jcynn@unitehere5.org

I HEREBY CERTIFY that a true, accurate and correct copy of the foregoing Petition for Review was duly served via Hand Delivery and by Email on the following party at their last known address as follows:

> Linda Dreeben Deputy Associate General Counsel Appellate and Supreme Court Litigation National Labor Relations Board 1099 14th Street, N.W. Washington, D.C. 20570-0001

ldreeben@nlrb.gov

DATED: Honolulu, Hawai'i, April 19, 2017.

TORKILDSON, KATZ, MOORE, HETHERINGTON & HARRIS, Attorneys at Law, A Law Corporation

ROBERT S. KATZ (Hawaii SBN 712 & DC Circuit Court Number 55518)

Attorneys for Petitioner AQUA-ASTON HOSPITALITY, LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW